



Attorney's Docket No.: 13445-002002 / OG1 (6027)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Steven G. Johnson et al. Art Unit : 2874
Serial No. : 10/620,479 Examiner : Michelle R. Connelly Cushwa
Filed : July 16, 2003
Title : LOW-LOSS PHOTONIC CRYSTAL WAVEGUIDE HAVING LARGE CORE RADIUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 CFR §§3.73(b) AND 1.321(b)

Pursuant to 37 CFR §3.73(b), OMNIGUIDE, INC., formerly OMNIGUIDE COMMUNICATIONS INC., a Delaware corporation, certifies that it is the assignee of the entire right, title, and interest in the above application by virtue of an assignment from the inventors of the patent application identified above to OMNIGUIDE COMMUNICATIONS INC., which is incorrectly listed as OMNIGUIDE COMMUNICATIONS in the assignment. The assignment was recorded in the Patent and Trademark Office at Reel 016790, Frame 0155 on September 13, 2005.

OMNIGUIDE, INC. also certifies that it is the assignee of the entire right, title, and interest in the U.S. Patent No. 6,625,364 B2 by virtue of an assignment from the inventors of the patent application identified above to OMNIGUIDE COMMUNICATIONS INC., which also is incorrectly listed as OMNIGUIDE COMMUNICATIONS in the assignment. The assignment was recorded in the Patent and Trademark Office at Reel 012883, Frame 0389 on May 10, 2002.

A copy of a CERTIFICATE OF AMENDMENT certifying the name change from OMNIGUIDE COMMUNICATIONS INC. to OMNIGUIDE, INC., a certification of the CERTIFICATE OF AMENDMENT from the Secretary of State of the State of Delaware, and a

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit January 27, 2006

Signature James Coughlan

Typed or Printed Name of Person Signing James Coughlan Certificate

01/31/2006 TBESHAH1 00000018 10620479

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copy of a VERIFIED STATEMENT IN SUPPORT OF REQUEST FOR CORRECTION OF ASSIGNEE NAME from the undersigned are also attached.

The undersigned has reviewed all the documents in the chain of title of the above-identified application and to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

Pursuant to 37 CFR §1.321(b), and to obviate a double patenting rejection, the assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above identified application subsequent to the expiration date of U.S. Patent No. 6,625,364 B2, whereby the patent granted on this application and U.S. Patent No. 6,625,364 B2 will expire on the same day, provided that any patent granted on the above identified application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 6,625,364 B2.

The assignee identified above does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,625,364 B2 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of U.S. Patent No. 6,625,364 B2.

This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

Enclosed is a check for \$65 for the required fee pursuant to 37 CFR §1.20(d).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

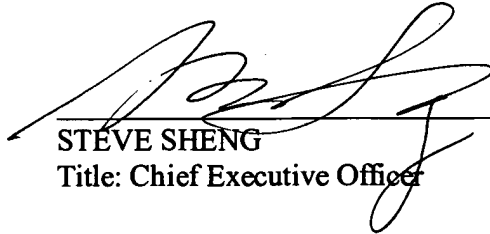
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Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

OMNIGUIDE, INC.

Date: Jan. 19, 2006


STEVE SHENG
Title: Chief Executive Officer

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

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**CERTIFICATE OF AMENDMENT
OF
CERTIFICATE OF INCORPORATION
OF
OMNIGUIDE COMMUNICATIONS INC.**

State of Delaware
Secretary of State
Division of Corporations
Delivered 01:21 PM 07/29/2005
FILED 01:17 PM 07/29/2005
SRV 050627172 - 3227478 FILE

OmniGuide Communications Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "Corporation"), does hereby certify:

FIRST: That pursuant to a unanimous written consent of the Board of Directors of the Corporation, resolutions were duly adopted setting forth a proposed amendment to the Certificate of Incorporation of said Corporation, declaring said amendment to be advisable and in the best interests of the Corporation and directing that said amendment be submitted to the stockholders of the Corporation for consideration. The resolution setting forth the proposed amendment is as follows:

RESOLVED: that Article First of the Certificate of Incorporation of the Corporation be amended to read as follows:

"FIRST: The name of the corporation is OmniGuide, Inc. (hereinafter, the "Corporation")"

SECOND: That in lieu of a meeting and vote of stockholders, the stockholders have given written consent to said amendment in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

THIRD: That said amendment has been duly adopted in accordance with the provisions of Section 242 and 228 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the corporation has caused this certificate to be signed by Peter Katz, its Assistant Secretary, this 29th day of July, 2005.


Peter Katz
Assistant Secretary



Delaware

PAGE 1

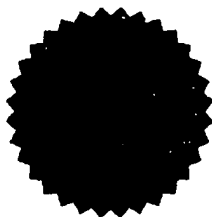
The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "OMNIGUIDE COMMUNICATIONS INC.", CHANGING ITS NAME FROM "OMNIGUIDE COMMUNICATIONS INC." TO "OMNIGUIDE, INC.", FILED IN THIS OFFICE ON THE TWENTY-NINTH DAY OF JULY, A.D. 2005, AT 1:17 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

3227478 8100

050627172



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 4057374

DATE: 07-29-05

**VERIFIED STATEMENT IN SUPPORT OF REQUEST
FOR CORRECTION OF ASSIGNEE NAME**

Due to clerical error, the assignee's name was inadvertently listed incorrectly on the assignments for the patent applications which are listed on the attached TABLE I. The correct assignee name is **OMNIGUIDE COMMUNICATIONS INC.** There are no such entities entitled OmniGuide Communications as a Delaware corporation to my knowledge.

OmniGuide, Inc., a Delaware corporation, certifies that it is the assignee of the entire right, title and interest in the patent applications identified on the attached TABLE I by virtue of assignments previously recorded. The recordation date, reel and frame information is listed on TABLE I.

The undersigned, whose title is supplied below, is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date: Oct. 25, 2005

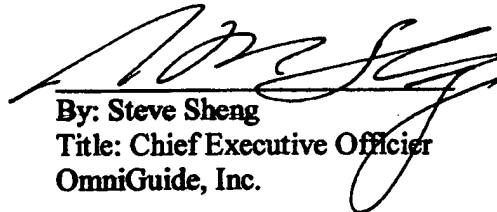

By: Steve Sheng
Title: Chief Executive Officer
OmniGuide, Inc.

TABLE I

COUNTRY	F&R Ref.	Filing Date	Serial No.	Issue Date	Patent No.	Record. Date	Reel/Frame
UNITED STATES	13445-002001	1/25/2002	10/057,258	9/23/2003	6,625,364	5/10/2002	012883/0389
UNITED STATES	13445-002002	7/16/2003	10/620/479	N/A	N/A	9/13/2005	016790/0155
UNITED STATES	13445-005001	1/31/2002	10/066,234	5/13/2003	6,563,981	4/12/2002	012809/0245
UNITED STATES	13445-005002	3/21/2003	10/393,897	N/A	N/A	9/13/2005	016784/0711
UNITED STATES	13445-006001	2/7/2002	10/068,998	4/12/2005	6,879,386	10/1/2002	013341/0186
UNITED STATES	13445-007001	3/5/2002	10/090,903	11/9/2004	6,816,243	6/18/2002	013014/0871
UNITED STATES	13445-007002	10/8/2004	10/962,095	N/A	N/A	10/8/2004	015887/0546
UNITED STATES	13445-008001	1/25/2002	10/057,440	5/17/2005	6,895,154	5/23/2004	012922/0843
UNITED STATES	13445-010001	4/12/2002	10/121,452	10/5/2004	6,801,698	6/4/2002	012950/0366
UNITED STATES	13445-011001	4/12/2002	10/121,930	5/24/2005	6,898,359	5/28/2002	012926/0287
UNITED STATES	13445-017001	4/12/2002	10/121,961	9/7/2004	6,788,864	6/4/2002	012953/0711
UNITED STATES	13445-018001	4/12/2002	10/123,072	N/A	N/A	6/4/2002	012953/0663
UNITED STATES	13445-018002	6/14/2005	11/152/393	N/A	N/A	6/19/2005	016704/0596
UNITED STATES	13445-022001	11/24/2003	10/720,606	N/A	N/A	3/29/2004	014470/0046
UNITED STATES	13445-026001	11/24/2003	10/720,453	N/A	N/A	3/3/2004	014395/0322
UNITED STATES	13445-027001	11/01/2004	10/978,605	N/A	N/A	10/12/2005	016877/0648
UNITED STATES	13445-032P01	8/20/2004	60/603,067	N/A	N/A	2/17/2005	015734/0947
UNITED STATES	13445-032001	11/1/2004	10/978,330	N/A	N/A	4/27/2005	016174/0092

COUNTRY	F&R Ref.	Filing Date	Serial No.	Issue Date	Patent No.	Record. Date	Reel/Frame
UNITED STATES	13445-033P04	11/16/2004	60/628,462	N/A	N/A	2/17/2005	015735/0044
UNITED STATES	13445-033P05	12/30/2004	60/640,536	N/A	N/A	5/10/2005	016209/0863
UNITED STATES	13445-033001	4/8/2005	11/101,915	N/A	N/A	8/2/2005	016607/0619
UNITED STATES	13445-036P01	9/30/2004	60/614,516	N/A	N/A	2/18/2005	015746/0710
UNITED STATES	13445-037P01	3/4/2005	60/658,531	N/A	N/A	4/22/2005	016144/0093
UNITED STATES	13445-038001	4/8/2005	11/102,299	N/A	N/A	7/11/2005	016503/0930
UNITED STATES	13445-039001	4/8/2005	11/102,258	N/A	N/A	7/11/2005	016497/0154

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